

REMARKS

Please reconsider the application in view of the foregoing amendments and the following remarks.

Status of Claims

Claims 4-6 are pending in the present application. Claim 4 is herein amended. No new matter has been entered.

Claim Rejections – 35 U.S.C. §103

Claims 4-6 are rejected under 35 U.S.C. §103(a) as being unpatentable over Aria et al. (US 2002/0133820) in view of Newberry et al. (US 5,625,406). Applicants have amended claim 4 to further distinguish it from the combination of prior art.

On page 3, the Office Action acknowledges that Aria does not teach a broadcasting receiver configured such that a channel can be changed by comprising a channel UP/DOWN key, a broadcasting receiver comprising: means for erasing an analog channel, without user intervention, on the basis of an internal clock from a list in said channel UP/DOWN key.

Nonetheless, the Office Action alleges Newberry teaches a broadcasting receiver configured such that a channel can be changed by comprising a channel UP/DOWN key, a broadcasting receiver comprising: means for erasing a channel (preferring digital channels),

without user intervention, on the basis of an internal clock from a list in said channel UP/DOWN key (col. 2, lines 60-63, col. 3, lines 3-5, col. 4, lines 50-58).

Therefore, the Office Action asserts that it would have been obvious to one of ordinary skill in the art at the time the invention was made to have provided omission of channels in a guide without viewer intervention as taught by Newberry to the analog and digital simulcasting of Aria to illustrate to omit certain elements of the guide that are not required (col. 2, lines 60-63).

However, it is respectfully submitted that Newberry does not disclose *a section for erasing an analog channel, without viewer intervention, on which analog broadcasting in simulcast is being performed at the present time on the basis of an internal clock from a channel UP/DOWN list, wherein analog broadcasting in which the same program as that in digital broadcasting is being broadcast is not tuned in to by the operation of the channel UP/DOWN key* as recited in claim 4.

Because the proposed combination of the cited references does not teach or suggest *a section for acquiring information as to whether or not the same program is being broadcast in analog broadcasting and digital broadcasting, to judge whether or not there is simulcast; and a section for erasing an analog channel, without viewer intervention, on which analog broadcasting in simulcast is being performed at the present time on the basis of an internal clock from a channel UP/DOWN list, wherein analog broadcasting in which the same program as that*

in digital broadcasting is being broadcast is not tuned in to by the operation of the channel UP/DOWN key in amended claim 4, applicants submit that claims 4-6 would not have been obvious over these references. Accordingly, applicant requests that the rejection under 35 U.S.C. 103 be withdrawn.

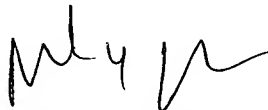
Conclusion

Applicants believe that this paper is responsive to each and every ground of rejection cited in the Office Action dated February 19, 2009, and respectfully request favorable action in this application. The Examiner is invited to telephone the undersigned, applicants' attorney of record, to facilitate advancement of the present application.

If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

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